

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

| | | |
|----------------------------------|---|--------------------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | Civil No. 3:07CV526-MEF |
| |) | |
| MARY A. LUMPKIN, |) | |
| |) | |
| Defendant. |) | |
| |) | |

APPLICATION TO CLERK FOR ENTRY OF DEFAULT

The Clerk for the above-entitled Court will enter default against the Defendant in the above cause for failure to plead, answer or otherwise defend in said cause as required by law.

LEURA G. CANARY
United States Attorney

BY: /s/ R. Randolph Neeley
R. RANDOLPH NEELEY
Assistant United States Attorney
BAR NO. 9083-E56R

P. O. Box 197
Montgomery, AL 36101
Office: (334) 223-7280
Fax: (334) 223-7201

Default entered

BY: _____
Clerk/Chief Deputy

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

| | | |
|----------------------------------|---|--------------------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | Civil No. 3:07CV526-MEF |
| |) | |
| MARY A. LUMPKIN, |) | |
| |) | |
| Defendant. |) | |
| |) | |

REQUEST FOR ENTRY OF DEFAULT AND JUDGMENT

To the Clerk of the United States District Court:

The defendant, having been served with process on June 25, 2007, in the above-entitled and numbered action, has failed to appear, plead, or otherwise defend as provided in the Federal Rules of Civil Procedure. Therefore, you are requested to enter against the defendant, default and judgment in the amount set forth in the attached certificate.

This request and certificate are sent to you in accordance with Rules 55(a) and (b) of the Federal Rules of Civil Procedure.

LEURA G. CANARY
United States Attorney

BY: /s/ R. Randolph Neeley
R. RANDOLPH NEELEY
Assistant United States Attorney

P. O. Box 197
Montgomery, AL 36101
(334) 223-7280

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

| | | |
|----------------------------------|---|--------------------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | Civil No. 3:07CV526-MEF |
| |) | |
| MARY A. LUMPKIN, |) | |
| |) | |
| Defendant. |) | |

CERTIFICATE

I am one of the attorneys for Plaintiff in the above-styled action. In that capacity and upon information and belief, I state:

1. It appears that service of process was perfected on defendant on June 25, 2007; that the United States Postal Service's Return of Service is on file herein.

2. A judgment for affirmative relief is sought against defendant and defendant has failed to plead or otherwise defend as required by the Federal Rules of Civil Procedure.

3. Information available to me indicates that defendant is not an infant or incompetent person and has not been in the military service of the United States since the filing of this action nor for a period of six months prior to such filing.

4. There is now due by the defendant to the plaintiff on the debt set forth in the complaint the sum of \$7,167.60 (\$4,560.83 principal and \$2,606.77 interest accrued through April 16, 2007), and interest at the rate of 8.25 percent per annum thereafter to the date of judgment, and interest at the legal rate from the date of judgment until paid in full, for cost of suit and other proper relief.

I certify, pursuant to 28 U.S.C. 1746(2), under penalty of perjury that the foregoing is true and correct.

DATED July 24, 2007.

LEURA G. CANARY
United States Attorney

BY: /s/ R. Randolph Neeley
R. RANDOLPH NEELEY
Assistant United States Attorney

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

V.

MARY A. LUMPKIN,

Defendant.

)
)
)
)
)
)
)
)
)
)

) Civil No. 3:07CV526-MEF

JUDGMENT

A default having been entered as to the defendant in the above case on the _____ day of _____, 2007, all in accordance with Rule 55 of the Federal Rules of Civil Procedure, and counsel for plaintiff having requested judgment against said defaulted defendant and having filed a proper certificate with me as to the amount due from the defendant to the plaintiff;

Judgment is, therefore, hereby rendered in favor of the plaintiff, the United States of America, and against the defendant, in the sum of \$7,167.60, plus interest at the rate of 8.25 percent from and after April 16, 2007, to the date of judgment, and interest at the rate of _____ percent per annum from the date of judgment until paid in full, for cost of suit and other proper relief.

DATED: _____

DEBRA P. HACKETT, Clerk